

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

U.S. BANK, NATIONAL ASSOCIATION, in
its capacity as Trustee, JOSHUA N. TERRY,
AND ACIS CAPITAL MANAGEMENT,
L.P.,

Plaintiffs,

v.

THE CHARITABLE DONOR ADVISED
FUND, L.P., CLO HOLDCO LTD., AND
NEXPOINT DIVERSIFIED REAL ESTATE
TRUST,

Defendants.

Case No. 1:21-cv-11059-GHW

NOTICE OF APPEARANCE

PLEASE TAKE NOTICE that the following attorney appears as counsel on behalf of
Counter Defendant Brigade Capital Management, LP in the above-captioned action:

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Dated: May 3, 2023
New York, New York

Respectfully Submitted,

LATHAM & WATKINS LLP

/s/ Jason C. Hegt

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